

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re: Application of: Getts and Kadushin

Patent Application

Serial No.: 10/825,776

Filing Date: 4/16/2004

For: Methods for Detecting and
Assaying Nucleic Acid Sequences
Using Temperature Cycling

Attorney Docket No.: 4081.010.200


Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Transmittal Letter

Enclosed please find: (a) a copy of the Notice to File Missing Parts dated 8-12-04; (b) a Response to the notice including a two month extension request; (c) a paper copy of a Sequence Listing; (d) the Sequence Listing in computer readable format on a compact disk (CD); (e) a Preliminary Amendment; (f) corrected drawings; and (g) a check for \$430 in payment of two month extension fee. Should any further amounts or extensions be required, such extensions are requested, and the Commissioner is hereby authorized to debit Deposit Account No. 50-1604 for any additional fees that may be necessary in conjunction with the present application.


Dated: December 13, 2004

Respectfully submitted,


Morris E. Cohen (Reg. No. 39,947)
1122 Coney Island Avenue, Suite 217
Brooklyn, New York 11230
(718) 859-8009 (telephone)
(718) 859-3044 (facsimile)

CERTIFICATE OF MAILING (FIRST CLASS MAIL)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to the Commissioner of Patents, Washington, D.C. 20231 on the date listed below.


Morris E. Cohen
Mailing Date: December 13, 2004



THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Response to Notice to File Missing Parts dated 8-12-04

Receipt is acknowledged of the Notice to File Missing Parts of Nonprovisional Application dated 8-12-04 in the above matter. A two month extension of the time provided for response is requested.

A copy of the notice, and a check for \$430 in payment of the two month extension fee are all enclosed. In the notice, corrected drawings were requested, and a requirement was also set forth for compliance with 37 C.F.R. §1.821-1.825. Further thereto, corrected drawings (including Sequence Id Nos), a paper copy of a Sequence Listing, a copy of the Sequence Listing in computer readable format on a compact disk (CD), and a Preliminary Amendment amending the specification to add the Sequence Id Nos. are all enclosed.

Should any further amounts or extensions be required, such extensions are requested, and the Commissioner is hereby authorized to debit Deposit Account No. 50-1604 for any additional fees that may be necessary in conjunction with the present application.

Dated: December 13, 2004

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Morris E. Cohen", followed by a long horizontal line extending to the right.

Morris E. Cohen (Reg. No. 39,947)
1122 Coney Island Avenue, Suite 217
Brooklyn, New York 11230
(718) 859-8009 (telephone)
(718) 859-3044 (facsimile)

IFW



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/825,776	04/16/2004	Robert C. Getts	4081.010.200

28083
 LAW OFFICE OF MORRIS E. COHEN
 1122 CONEY ISLAND AVENUE
 SUITE 217
 BROOKLYN, NY 11230



CONFIRMATION NO. 8737

FORMALITIES LETTER



OC000000013520966

Date Mailed: 08/12/2004

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 1-6.
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

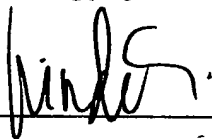
For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600

- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to be "Hinder", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE